

## Message Text

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ORIGIN AEC-11

INFO OCT-01 EUR-25 IO-14 ISO-00 SCI-06 L-03 ACDA-19

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R 182134Z APR 74

FM SECSTATE WASHDC

TO USMISSION IAEA VIENNA

INFO AMEMBASSY BELGRADE

AMCONSUL ZAGREB

C O N F I D E N T I A L STATE 079230

E.O. 11652:N/A

TAGS: IAEA, ENGR, TECH, YO

SUBJECT: KRSKO NUCLEAR POWER PROJECT

REF: VIENNA 3259

1. DRAFT SUPPLY AGREEMENT GENERALLY ACCEPTABLE.  
SPECIFIC COMMENTS AS FOLLOWS:

A. SUPPLY AGREEMENT APPEARS INCONSISTENT IN  
REFERRING TO CUSTOMER OF ENRICHMENT SERVICES  
UNDER LONG-TERM CONTRACT SOMETIMES AS "UTILITY GROUP" AND  
OTHERS AS "YUGOSLAVIA." CLARIFICATION NEEDED IN AGREEMENT  
THIS POINT.

B. ARTICLE III 1.(AL -INSERT PHRASE "TO THE UTILITY  
GROUP," BETWEEN "WILL BE DELIVERED" AND "F.O.B.  
COMMERCIAL CONVEYANCE."

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C. ARTICLE VI - DELETE NUMBERED PARA 1, SINCE TYPE OF DISPUTE REFERRED TO, I.E., CONCERNING QUANTITIES AND PROPERTIES OF MATERIAL DELIVERED OR RETURNED, WOULD BE COVERED IN LONG-TERM CONTRACT BETWEEN USAEC AND YUGOSLAVIA. SUGGEST FOLLOWING SUBSTITUTE LANGUAGE BE USED, IF NECESSARY:

"1. ANY DISPUTE WHICH ARISES WITH RESPECT TO THE DETERMINATION OF THE QUANTITIES AND PROPERTIES OF THE MATERIAL DELIVERED OR RETURNED PURSUANT TO ARTICLE III SHALL BE DECIDED IN ACCORDANCE WITH THE PROCEDURES SET FORTH IN THE LONG-TERM CONTRACT."

D. ART. VI.2. - INSERT PHRASE "INVOLVING THE AGENCY AND ONE OR BOTH OF THE OTHER PARTIES TO THIS AGREEMENT, AND "BETWEEN "ANY OTHER DISPUTE" AND "ARISING OUT OF THE INTERPRETATION."

E. ART. VI.3 - SUGGEST ADDING NEW SECTION 3 AS FOLLOWS:  
"... ANY OTHER DISPUTE NOT INVOLVING THE AGENCY AND ARISING OUT OF THE INTERPRETATION OF THIS AGREEMENT, WHICH IS NOT SETTLED BY NEGOTIATION, SHALL BE DECIDED IN ACCORDANCE WITH THE PROCEDURES SET FORTH IN THE LONG-TERM CONTRACT."

2. MODIFIED SENTENCES OF PARA 3 OF HEALTH AND SAFETY ANNEX TO DRAFT PROJECT AGREEMENT, CONVEYED IN PARA 2 REFTEL, WOULD APPEAR MEET YUGOSLAV CONCERNS WITHOUT COMPROMISING AGENCY'S AND YUGOSLAVS' RESPONSIBILITIES RE APPLYING ADEQUATE HEALTH AND SAFETY MEASURES TO PROJECT.  
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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Disposition Approved on Date:**  
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**To:** IAEA VIENNA  
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